

The James Madison Project
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<http://www.jamesmadisonproject.org>

27 August 2008

Delores M. Nelson
Central Intelligence Agency
Information and Privacy Coordinator
Washington, D.C. 20505

APPROVED FOR RELEASE
DATE: 18-Aug-2010

Re: FOIA Request – Internal Investigation of Inspector General's Office

Dear Ms. Nelson:

This is a request on behalf of the James Madison Project under the Freedom of Information Act, 5 U.S.C. § 552, *et seq.*, for copies of all internal Central Intelligence Agency (“CIA”) documents pertaining to:

- (1) discussions concerning the decision to initiate an internal review of the operations of the CIA’s Inspector General (“IG”), John Helgerson, and of the Office of the Inspector General (“OIG”) as a whole, that are dated between 1 January 2006 and 5 November 2007;
- (2) the activities of the internal review itself, including but not limited to discussions, meetings and/or correspondence initiated with the OIG;
- (3) proposals for and the implementation of changes in the operations and procedures of the OIG, including but not limited to the appointment of an ombudsman and a “quality control officer;”
- (4) any semiannual IG reports to the Director that reference any of the above.

This is a supplemental request to the one submitted on 11 August 2008 for these records dated after 5 November 2007 (attached). We hereby authorize CIA to combine these two requests if it will assist in the processing, since the need for older records wasn’t apparent at the

“Knowledge will forever govern ignorance, and a people who mean to be their own Governors, must arm themselves with the power knowledge gives.”

James Madison, 1822

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time the previous request was submitted.

If you deny all or part of this request, please cite the specific exemptions you believe justify your refusal to release the information or permit the review and notify us of your appeal procedures available under the law. In excising material, please "black out" rather than "white out" or "cut out."

Additionally, we are hereby requesting a waiver of all fees. JMP is a non-profit organization under the laws of the District of Columbia and has the ability to disseminate information on a wide scale. Stories concerning our activities have received prominent mention in many publications including, but not limited to, *Washington Post*, *Washington Times*, *St. Petersburg Tribune*, *San Diego Union Tribune*, *European Stars & Stripes*, *Christian Science Monitor*, *U.S. News and World Report*, *Mother Jones* and *Salon Magazine*. Our website, where much of the information received through our FOIA requests is or will be posted for all to review, can be accessed at <http://www.jamesmadisonproject.org>. Most prior requests submitted by our organization have received fee waivers.

There can be no question that the information sought would contribute to the public's understanding of government operations or activities and is in the public interest. Over the course of the Global War on Terror ("GWOT"), numerous documents from a host of executive branch agencies have been released, detailing the legal and policy considerations that have formed the basis for discussions on a wide-range of national security policies. One example was the DOJ's disclosure of memoranda that originated in its Office of Legal Counsel and which formed a critical component of U.S. policies concerning detention of terrorist suspects. Given the highly-publicized nature of this particular controversy and its relation to the activities of the CIA's internal "watchdog," detailing the arguments considered prior to the authorization of this internal review, as well as the manner in which the review was conducted and the rationale underlying the resulting changes that were implemented, will clearly contribute to the public's understanding of government operations or activities.

The CIA is required by law to respond to this request within 20 working days. Failure to timely comply will result in the filing of a civil action against the CIA in the United States District Court for the District of Columbia.

We request that any documents or records produced in response to these requests be provided in electronic (soft-copy) form wherever possible. Acceptable formats are .pdf, .jpg, .gif, .tif.

Your cooperation in this matter would be appreciated. If you wish to discuss this request,

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please do not hesitate to contact my Director of FOIA Operations Kel McClanahan at Kel@JamesMadisonProject.org or 301-728-5908.

Please respond to this request by email to Kel@JamesMadisonProject.org or by fax to 240-681-2189. If postal correspondence is necessary, please have all return postal correspondence addressed specifically to the attention of Mark Zaid (not Kel McClanahan) to ensure proper delivery.

Sincerely,



Mark S. Zaid
Executive Director

MSZ/km

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ORIGINAL
REQUEST

Re: FOIA Request – Internal Investigation of Inspector General's Office

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- (3) proposals for and the implementation of changes in the operations and procedures of the OIG, including but not limited to the appointment of an ombudsman and a “quality control officer;”
- (4) any semiannual IG reports to the Director that reference any of the above.

Enclosed please find copies of news articles from the *New York Times* and *Washington Post* referring to confirmation by the CIA that Director General Michael Hayden ordered the internal review in April 2007 and that it concluded its investigation in February 2008.

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The CIA is required by law to respond to this request within 20 working days. Failure to timely comply will result in the filing of a civil action against the CIA in the United States District Court for the District of Columbia.

We request that any documents or records produced in response to these requests be provided in electronic (soft-copy) form wherever possible. Acceptable formats are .pdf, .jpg, .gif, .tif. We do not authorize CIA to search only for records existing as of the date of your acceptance letter.

Your cooperation in this matter would be appreciated. If you wish to discuss this request, please do not hesitate to contact my Director of FOIA Operations Kel McClanahan at

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Fax

To: CIA FOIA**From:** Brad Moss**Fax:** (703) 613-3007**Pages:** 7**Phone:** (202) 907-7945**Date:** 8/27/2008**Re:** Supplemental FOIA request**CC:**

Urgent **For Review** **Please Comment** **Please Reply** **Please Recycle**

To whom it may concern:

Please find enclosed a supplemental FOIA request that should be combined with a similar request submitted by The James Madison Project on August 11, 2008. The August 11th request has been enclosed for reference only; please do not reprocess the original, as it should already be within your system by this point.

